

In the United States Court of Federal Claims

No. 22-734
Filed: July 6, 2022

THE EXCELLENT THE EXCELLENT
RAJ K. PATEL,

Plaintiff,

v.

THE UNITED STATES,

Defendant.

ORDER TO SHOW CAUSE

On June 29, 2022, plaintiff, proceeding *pro se*, filed with this Court a “Petition for a Writ of Mandamus to The Honorable Joe R. Biden or His Honor’s Inferior Officer to Enforce the Privileges and Immunities Clause Protections of The National Government of the United States Constitution.” Complaint Exhibit 1 at 1, ECF No. 1. After careful review, the Court does not believe that it has jurisdiction over plaintiff’s claims.

This Court’s authority to hear cases is primarily set forth by the Tucker Act, which grants the Court of Federal Claims subject-matter jurisdiction over claims brought against the United States that are grounded on a money-mandating source of law and do not sound in tort. 28 U.S.C. § 1491(a)(1). Rule 12(h)(3) of the Rules of the Court of Federal Claims (“RCFC”) states that “[i]f the court determines at any time that it lacks subject-matter jurisdiction, the court must dismiss the action.”

Therefore, plaintiff is **ORDERED TO SHOW CAUSE** as to why this case should not be dismissed pursuant to RCFC 12(h)(3). In responding to this order, plaintiff must identify which source or sources of law he is invoking and explain why this Court has jurisdiction over this case. Plaintiff’s response to this order is due on or before **August 8, 2022**. Additionally, defendant’s answer is hereby **STAYED** pending the Court’s review of plaintiff’s forthcoming response.

IT IS SO ORDERED.

s/ *Loren A. Smith*

Loren A. Smith,
Senior Judge